

(Pub. L. 105-275, title I, § 5, Oct. 21, 1998, 112 Stat. 2433.)

CODIFICATION

Section is from the Congressional Operations Appropriations Act, 1999, which is title I of the Legislative Branch Appropriations Act, 1999.

§§ 70 to 72. Omitted

CODIFICATION

Section 70, act July 16, 1914, ch. 141, § 1, 38 Stat. 456, repealed resolutions passed prior to July 1, 1914, authorizing payment for clerical and messenger service.

Section 71, act July 11, 1919, ch. 6, § 1, 41 Stat. 57, was a provision in the Third Deficiency Act of 1919 authorizing Secretary of the Army to transfer to Sergeant at Arms of Senate motor equipment no longer required by the War Department. It is the opinion of the Department of the Army the section was intended to cover only surplus Army material on hand following World War I.

Section 72, acts Mar. 4, 1925, ch. 549, § 1, 43 Stat. 1291; May 13, 1926, ch. 294, § 1, 44 Stat. 542; Feb. 23, 1927, ch. 168, § 1, 44 Stat. 1152; May 14, 1928, ch. 551, § 1, 45 Stat. 522; Feb. 28, 1929, ch. 367, § 1, 45 Stat. 1392; June 6, 1930, ch. 407, § 1, 46 Stat. 509; Feb. 20, 1931, ch. 234, § 1, 46 Stat. 1179; June 30, 1932, ch. 314, § 1, 47 Stat. 387; Feb. 28, 1933, ch. 134, § 1, 47 Stat. 1356, related to Committee employees after termination of Congress, and was limited to the Legislative Branch Appropriation Acts of which it was a part.

§ 72a. Committee staffs

(a) Appointment of professional members; number; qualifications; termination of employment

Each standing committee of the Senate (other than the Committee on Appropriations) is authorized to appoint, by majority vote of the committee, not more than six professional staff members in addition to the clerical staffs. Such professional staff members shall be assigned to the chairman and the ranking minority member of such committee as the committee may deem advisable, except that whenever a majority of the minority members of such committee so request, two of such professional staff members may be selected for appointment by majority vote of the minority members and the committee shall appoint any staff members so selected. A staff member or members appointed pursuant to a request by the minority members of the committee shall be assigned to such committee business as such minority members deem advisable. Services of professional staff members appointed by majority vote of the committee may be terminated by a majority vote of the committee and services of professional staff members appointed pursuant to a request by the minority members of the committee shall be terminated by the committee when a majority of such minority members so request. Professional staff members authorized by this subsection shall be appointed on a permanent basis, without regard to political affiliation, and solely on the basis of fitness to perform the duties of their respective positions. Such professional staff members shall not engage in any work other than committee business and no other duties may be assigned to them.

(b) Professional members for Committee on Appropriations; examinations of executive agencies' operation

Subject to appropriations which it shall be in order to include in appropriation bills, the Committee on Appropriations of each House is authorized to appoint such staff, in addition to the clerk thereof and assistants for the minority, as each such committee, by a majority vote, shall determine to be necessary, such personnel, other than the minority assistants, to possess such qualifications as the committees respectively may prescribe, and the Committee on Appropriations of the House also is authorized to conduct studies and examinations of the organization and operation of any executive agency (including any agency the majority of the stock of which is owned by the Government of the United States) as it may deem necessary to assist it in connection with the determination of matters within its jurisdiction and in accordance with procedures authorized by the committee by a majority vote, including the rights and powers conferred by House Resolution Numbered 50, adopted January 9, 1945.

(c) Clerical employees; appointment; number; duties; termination of employment

The clerical staff of each standing committee of the Senate (other than the Committee on Appropriations), which shall be appointed by a majority vote of the committee, shall consist of not more than six clerks to be attached to the office of the chairman, to the ranking minority member, and to the professional staff, as the committee may deem advisable, except that whenever a majority of the minority members of such committee so requests, one of the members of the clerical staff may be selected for appointment by majority vote of such minority members and the committee shall appoint any staff member so selected. The clerical staff shall handle committee correspondence and stenographic work, both for the committee staff and for the chairman and ranking minority member on matters related to committee work, except that if a member of the clerical staff is appointed pursuant to a request by the minority members of the committee, such clerical staff member shall handle committee correspondence and stenographic work for the minority members of the committee and for any members of the committee staff appointed under subsection (a) of this section pursuant to request by such minority members, on matters related to committee work. Services of clerical staff members appointed by majority vote of the committee may be terminated by majority vote of the committee and services of clerical staff members appointed pursuant to a request by the minority members of the committee shall be terminated by the committee when a majority of such minority members so request.

(d) Recordation of committee hearings, data, etc.; access to records

All committee hearings, records, data, charts, and files shall be kept separate and distinct from the congressional office records of the Member serving as chairman of the committee; and such records shall be the property of the

Congress and all members of the committee and the respective Houses shall have access to such records. Each committee is authorized to have printed and bound such testimony and other data presented at hearings held by the committee.

(e) Repealed. Pub. L. 91-510, title IV, § 477(a)(3), Oct. 26, 1970, 84 Stat. 1195

(f) Limitations on appointment of professional members

No committee shall appoint to its staff any experts or other personnel detailed or assigned from any department or agency of the Government, except with the written permission of the Committee on Rules and Administration of the Senate or the Committee on House Oversight of the House of Representatives, as the case may be.

(g) Appointments when no vacancy exists; payment from Senate contingent fund

In any case in which a request for the appointment of a minority staff member under subsection (a) or subsection (c) of this section is made at any time when no vacancy exists to which the appointment requested may be made—

(1) the person appointed pursuant to such a request under subsection (a) of this section may serve in addition to any other professional staff members authorized by such subsection and may be paid from the contingent fund of the Senate until such time as such a vacancy occurs, at which time such person shall be considered to have been appointed to such vacancy; and

(2) the person appointed pursuant to such a request under subsection (c) of this section may serve in addition to any other clerical staff members authorized by such subsection and may be paid, until otherwise provided, from the contingent fund of the Senate.

(h) Salary rates, assignment of facilities, and accessibility of committee records for minority staff appointees

Staff members appointed pursuant to a request by minority members of a committee under subsection (a) or subsection (c) of this section, and staff members appointed to assist minority members of subcommittees pursuant to authority of Senate resolution, shall be accorded equitable treatment with respect to the fixing of salary rates, the assignment of facilities, and the accessibility of committee records.

(i) Consultants for Senate and House standing committees; procurement of temporary or intermittent services; contracts; advertisement requirements inapplicable; selection method; qualifications report to Congressional committees

(1) Each standing committee of the Senate or House of Representatives is authorized, with the approval of the Committee on Rules and Administration in the case of standing committees of the Senate, or the Committee on House Oversight in the case of standing committees of the House of Representatives, within the limits of funds made available from the contingent fund of the Senate or the applicable accounts of the

House of Representatives pursuant to resolutions which, in the case of the Senate, shall specify the maximum amounts which may be used for such purpose, approved by the appropriate House, to procure the temporary services (not in excess of one year) or intermittent services of individual consultants, or organizations thereof, to make studies or advise the committee with respect to any matter within its jurisdiction or with respect to the administration of the affairs of the committee.

(2) Such services in the case of individuals or organizations may be procured by contract as independent contractors, or in the case of individuals by employment at daily rates of compensation not in excess of the per diem equivalent of the highest gross rate of compensation which may be paid to a regular employee of the committee. Such contracts shall not be subject to the provisions of section 5 of title 41 or any other provision of law requiring advertising.

(3) With respect to the standing committees of the Senate, any such consultant or organization shall be selected by the chairman and ranking minority member of the committee, acting jointly. With respect to the standing committees of the House of Representatives, the standing committee concerned shall select any such consultant or organization. The committee shall submit to the Committee on Rules and Administration in the case of standing committees of the Senate, and the Committee on House Oversight in the case of standing committees of the House of Representatives, information bearing on the qualifications of each consultant whose services are procured pursuant to this subsection, including organizations, and such information shall be retained by that committee and shall be made available for public inspection upon request.

(j) Specialized training for professional staffs of Senate and House standing committees, Senate Appropriations Committee, Senate Majority and Minority Policy Committees, and joint committees whose funding is disbursed by Secretary of Senate or Chief Administrative Officer of House; assistance: pay, tuition, etc. while training; continued employment agreement; service credit: retirement, life insurance and health insurance

(1) Each standing committee of the Senate or House of Representatives is authorized, with the approval of the Committee on Rules and Administration in the case of standing committees of the Senate, and the committee involved in the case of standing committees of the House of Representatives, and within the limits of funds made available from the contingent fund of the Senate or the applicable accounts of the House of Representatives pursuant to resolutions, which, in the case of the Senate, shall specify the maximum amounts which may be used for such purpose, approved by the appropriate House, to provide assistance for members of its professional staff in obtaining specialized training, whenever that committee determines that such training will aid the committee in the discharge of its responsibilities. Any joint committee of the Congress whose expenses are paid out of funds disbursed by the Secretary of the Sen-

ate or by the Chief Administrative Officer of the House of Representatives, the Committee on Appropriations of the Senate, and the Majority Policy Committee and Minority Policy Committee of the Senate are each authorized to expend, for the purpose of providing assistance in accordance with paragraphs (2), (3), and (4) of this subsection for members of its staff in obtaining such training, any part of amounts appropriated to that committee.

(2) Such assistance may be in the form of continuance of pay during periods of training or grants of funds to pay tuition, fees, or such other expenses of training, or both, as may be approved by the Committee on Rules and Administration or the Committee on House Administration, as the case may be.

(3) A committee providing assistance under this subsection shall obtain from any employee receiving such assistance such agreement with respect to continued employment with the committee as the committee may deem necessary to assure that it will receive the benefits of such employee's services upon completion of his training.

(4) During any period for which an employee is separated from employment with a committee for the purpose of undergoing training under this subsection, such employee shall be considered to have performed service (in nonpay status) as an employee of the committee at the rate of compensation received immediately prior to commencing such training (including any increases in compensation provided by law during the period of training) for the purposes of—

(A) subchapter III (relating to civil service retirement) of chapter 83 of title 5,

(B) chapter 87 (relating to Federal employees group life insurance) of title 5, and

(C) chapter 89 (relating to Federal employees group health insurance) of title 5.

(Aug. 2, 1946, ch. 753, title II, §202, 60 Stat. 834; July 30, 1947, ch. 361, title I, §101, 61 Stat. 611; Feb. 24, 1949, ch. 8, 63 Stat. 6; Aug. 5, 1955, ch. 568, §12, 69 Stat. 509; Pub. L. 85-462, §4(o), June 20, 1958, 72 Stat. 209; Pub. L. 88-426, title II, §202(j), Aug. 14, 1964, 78 Stat. 414; Pub. L. 91-510, title III, §§301(a)–(c), 303, 304, title IV, §477(a)(3), Oct. 26, 1970, 84 Stat. 1175, 1176, 1179, 1180, 1195; Pub. L. 92-136, §5, Oct. 11, 1971, 85 Stat. 378; Pub. L. 100-458, title III, §312, Oct. 1, 1988, 102 Stat. 2184; Pub. L. 104-186, title II, §204(10), (11), Aug. 20, 1996, 110 Stat. 1731; Pub. L. 105-55, title I, §105(a), Oct. 7, 1997, 111 Stat. 1184.)

PARTIAL REPEAL

Section 2(a) of S. Res. 274, Ninety-sixth Congress, Nov. 14, 1979, provided in part that, until otherwise provided by law or resolution of the Senate, the provisions of subsections (a) through (h) of this section shall not apply to committees of the Senate.

ABOLITION OF ADDITIONAL CLERICAL STAFF POSITIONS

Section 2(d) of Senate Resolution 281, Ninety-sixth Congress, approved March 11, 1980, provided that effective February 28, 1981, the additional clerical staff positions established by subsection (g) of this section (as in effect for com-

mittees of the Senate prior to November 14, 1979) are abolished.

CODIFICATION

A former subsec. (k) authorized additional professional staff members and clerical employees for specific House committees. Committee staffs are now covered by the Rules of the House of Representatives. Former subsec. (k) was based on the following House resolutions which were enacted into permanent law:

Subsec. (k)(1) was based on House Resolution No. 172 of the Eighty-first Congress, which was enacted into permanent law by act June 22, 1949, ch. 235, §105, 63 Stat. 230, and House Resolution No. 464 of the Eighty-first Congress, which was enacted into permanent law by act Oct. 11, 1951, ch. 485, §105, 65 Stat. 403.

Subsec. (k)(2) was based on House Resolution No. 37 of the Eighty-second Congress, which was enacted into permanent law by act Oct. 11, 1951, ch. 485, §105, 65 Stat. 403, House Resolution No. 393 of the Eighty-eighth Congress, which was enacted into permanent law by Pub. L. 88-454, §103, Aug. 20, 1964, 78 Stat. 550, House Resolution No. 248 of the Eighty-ninth Congress, which was enacted into permanent law by Pub. L. 89-90, §103, July 27, 1965, 79 Stat. 281, and House Resolution No. 640 of the Eighty-ninth Congress, which was enacted into permanent law by Pub. L. 89-545, §103, Aug. 27, 1966, 80 Stat. 369.

Subsec. (k)(3) was based on House Resolution No. 554 of the Eighty-third Congress, which was enacted into permanent law by act July 2, 1954, ch. 455, §103, 68 Stat. 409, House Resolution No. 468 of the Eighty-fourth Congress, which was enacted into permanent law by act June 27, 1956, ch. 453, §103, 70 Stat. 370, House Resolution No. 126 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-75, §103, July 1, 1957, 71 Stat. 256, House Resolution No. 525 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-570, §103, July 31, 1958, 72 Stat. 453, and House Resolution No. 509 of the Eighty-seventh Congress, which was enacted into permanent law by Pub. L. 87-730, §103, Oct. 2, 1962, 76 Stat. 693.

Subsec. (k)(4) was based on House Resolution No. 28 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-75, §103, July 1, 1957, 71 Stat. 256, and section 2 of House Resolution No. 348 of the Eighty-seventh Congress, which was enacted into permanent law by Pub. L. 87-730, §103, Oct. 2, 1962, 76 Stat. 693.

Subsec. (k)(5) was based on House Resolution No. 239 of the Eighty-fifth Congress, which was enacted into permanent law by Pub. L. 85-570, §103, July 31, 1958, 72 Stat. 453, and House Resolution No. 225 of the Eighty-eighth Congress, which was enacted into permanent law by Pub. L. 88-248, §103, Dec. 30, 1963, 77 Stat. 817.

AMENDMENTS

1997—Subsec. (j)(1). Pub. L. 105-55 amended directory language of Pub. L. 104-186, §204(11). See 1996 Amendment note below.

1996—Subsec. (f). Pub. L. 104-186, §204(10)(A), substituted “House Oversight” for “House Administration”.

Subsec. (i)(1). Pub. L. 104-186, §204(10), substituted “House Oversight” for “House Administration”, “contingent fund of the Senate or the applicable accounts of the House of Representatives pursuant to resolutions which, in the case of the Senate,” for “contingent funds of the respective Houses pursuant to resolutions, which”, and “the appropriate House” for “such respective Houses”.

Subsec. (i)(3). Pub. L. 104-186, §204(10)(A), substituted “House Oversight” for “House Administration”.

Subsec. (j)(1). Pub. L. 104-186, §204(11), as amended by Pub. L. 105-55, §105(a), substituted “committee involved in the case of standing committees of the House of Representatives, and within the limits of funds made available from the contingent fund of the Senate or the applicable accounts of the House of Representatives pur-

suant to resolutions, which, in the case of the Senate, shall specify the maximum amounts which may be used for such purpose, approved by the appropriate House” for “Committee on House Administration in the case of standing committees of the House of Representatives, and within the limits of funds made available from the contingent funds of the respective Houses pursuant to resolutions, which shall specify the maximum amounts which may be used for such purpose, approved by such respective Houses” and “Chief Administrative Officer of the House of Representatives” for “Clerk of the House”.

1988—Subsec. (i)(1). Pub. L. 100-458 inserted “or with respect to the administration of the affairs of the committee” before period at end.

1971—Subsec. (g). Pub. L. 92-136, §5(a), permitted a clerical staff member, appointed at the request of the minority when no vacancy exists on the permanent staff, to continue to serve, in addition to any other clerical staff members authorized, and until otherwise provided, to continue to be paid from the contingent fund of the Senate, thereby eliminating the requirement, in the case of a clerical staff member, that this status continue until such time as a vacancy occurs, at which time such person is considered to be appointed to such vacancy.

Subsec. (j)(1). Pub. L. 92-136, §5(b), authorized the same training opportunities for professional staff members of the Senate Appropriations Committee, the Senate Majority and Minority Policy Committees and joint committees whose expenses are paid out of funds disbursed by the Secretary of the Senate or the Clerk of the House, as are afforded to professional staff members of standing committees.

1970—Subsec. (a). Pub. L. 91-510, §301(a), restricted the provisions to standing committees of the Senate, deleting “and the House of Representatives” after “Senate”, increased numerical limitation of professional staff members from four to six, provided for appointment of two staff members by majority vote of minority members of a committee whenever majority of minority members so request and assignment of such appointees to such committee business as the minority members deem advisable, and substituted provision for termination of services of staff members appointed by majority vote of the committee and services of members appointed pursuant to request of minority members of the committee when majority of such minority members so request for prior termination provision by majority vote of the committee.

Subsec. (c). Pub. L. 91-510, §301(b), inserted “of the Senate (other than the Committee on Appropriations)” after “each standing committee”, provided for appointment of one clerical staff member by majority vote of minority members of a committee whenever majority of minority members so request and handling by such appointee of committee correspondence and stenographic work for minority members of the committee and for any members of the committee staff appointed under subsec. (a) of this section pursuant to request by the minority members, on matters related to committee work, and for termination of services of clerical staff members appointed by majority vote of the committee and services of members appointed pursuant to request of minority members of the committee by the committee when majority of such minority members so request.

Subsec. (e). Pub. L. 91-510, §477(a)(3), repealed provisions prescribing basic annual compensation of professional staff members and clerical staff members of standing committees and limiting such compensation, together with additional compensation authorized by law, to maximum amount authorized by Classification Act of 1949.

Subsec. (g). Pub. L. 91-510, §301(c), added subsec. (g). Former provisions, declaring any individual employed as a professional staff member of any committee as provided in this section ineligible for appointment to any office or position in executive branch of Government for period of one year after he shall have ceased

to be such a member, were repealed by act Feb. 24, 1949, ch. 8, 63 Stat. 6.

Subsec. (h). Pub. L. 91-510, §301(c), added subsec. (h) and struck out former provisions which related to employees of House and Senate Appropriation Committees through fiscal year 1947, all other committee employees through Jan. 31, 1947, and appropriations for compensation of committee employees as contained in Legislative Branch Appropriation Act, 1947, act July 1, 1946, ch. 530, 60 Stat. 386.

Subsec. (i). Pub. L. 91-510, §303, added subsec. (i).

Subsec. (j). Pub. L. 91-510, §304, added subsec. (j).

1964—Subsec. (e). Pub. L. 88-426 increased maximum basic annual compensation to professional staff members and clerical staff from \$8,880 to highest amount which, together with additional compensation authorized by law, will not exceed maximum rate authorized by Classification Act of 1949, as amended.

1958—Subsec. (e). Pub. L. 85-462 substituted “\$8,880” for “\$8,820” in two places.

1955—Subsec. (e). Act Aug. 5, 1955, increased maximum basic annual compensation of professional staff and clerical staff from \$8,000 to \$8,820.

1949—Subsec. (g). Act Feb. 24, 1949, repealed subsec. (g).

1947—Subsec. (e). Act July 30, 1947, omitted figure \$2,000 as lowest salary to be paid clerks.

CHANGE OF NAME

Committee on House Oversight of House of Representatives changed to Committee on House Administration of House of Representatives by House Resolution No. 5, One Hundred Sixth Congress, Jan. 6, 1999.

EFFECTIVE DATE OF 1997 AMENDMENT

Section 105(b) of Pub. L. 105-55 provided that: “The amendment made by subsection (a) [amending this section] shall take effect as of August 20, 1996.”

EFFECTIVE DATE OF 1971 AMENDMENT

Amendment by Pub. L. 92-136 effective as of noon on Jan. 3, 1971, see section 9(a) of Pub. L. 92-136, set out as a note under section 190d of this title.

EFFECTIVE DATE OF 1970 AMENDMENT

Section 601 of Pub. L. 91-510 provided that:

“The foregoing provisions of this Act [see Short Title note below] shall take effect as follows:

“(1) Title I [enacting sections 190a-1 and 190a-2 and amending sections 190a, 190a-1, 190b to 190d, and 190f of this title], title II (except part 2 thereof) [enacting sections 190h to 190k of this title and chapter 22 of former Title 31, Money and Finance, and repealing section 190e of this title], title III (except section 203(d)(2), (d)(3), and (i) of the Legislative Reorganization Act of 1946, as amended by section 321 of this Act, and section 105(e) and (f) of the Legislative Branch Appropriation Act, 1968, as amended by section 305 of this Act) [enacting sections 28 and 29 of this title, amending sections 72a(a), (c), (g) to (j), and 166 of this title, enacting provisions set out as notes under this section and repealing provisions set out as a note under section 60a of this title], and title IV, of this Act [enacting chapters 10A and 13 and sections 60-1, 88b-1, 1841 to 1846, 2161, and 2166 of this title and section 193m-1 of former Title 40, Public Buildings, Property, and Works, amending section 198 of this title and sections 2107, 5533, and 8332 of Title 5, Government Organization and Employees, repealing sections 60g, 60g-1, 72a(e), and 88c of this title and section 1106 of Title 8, Aliens and Nationality, and enacting provisions set out as notes under sections 88b-1, 331, and 2166 of this title, section 1106 of Title 8, and section 166 of former Title 40] shall become effective immediately prior to noon on January 3, 1971.

“(2) Part 2 of title II [amending section 11 of former Title 31] shall be effective with respect to fiscal years beginning on or after July 1, 1972.

“(3) Section 203(d)(2) and (3) of the Legislative Reorganization Act of 1946, as amended by section 321 of this

Act [section 166(d)(2) and (3) of this title], shall become effective at the close of the first session of the Ninety-second Congress.

“(4) Section 203(i) of the Legislative Reorganization Act of 1946, as amended by section 321 of this Act [section 166(i) of this title], shall be effective with respect to fiscal years beginning on or after July 1, 1970.

“(5) Title V of this Act [sections 281 to 281b and 282 to 282e of this title] shall become effective on the date of enactment of this Act [Oct. 26, 1970].

“(6) Section 105(e) and (f) of the Legislative Branch Appropriation Act, 1968, as amended by section 305 of this Act [section 61-1(e) and (f) of this title] shall become effective on January 1, 1971.”

EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-426 effective first day of first pay period which begins on or after July 1, 1964, except to the extent provided in section 501(c) of Pub. L. 88-426, see section 501 of Pub. L. 88-426.

EFFECTIVE DATE OF 1958 AMENDMENT

Amendment by Pub. L. 85-462 effective first day of first pay period which began on or after January 1, 1958, see section 17(a) of Pub. L. 85-462.

EFFECTIVE DATE OF 1955 AMENDMENT

Amendment by act Aug. 5, 1955, effective Aug. 1, 1955, see section 14 of that act.

EFFECTIVE DATE

Section 245 of title II of act Aug. 2, 1946, provided that: “This title [see Tables for classification] shall take effect on the date of its enactment [Aug. 2, 1946]; except that sections 202(a), (b), (c), (e), (f), and (h), 222, 223, 224, and 243 shall take effect on the day on which the Eightieth Congress convenes [Jan. 3, 1947].”

SHORT TITLE

Section 1 of Pub. L. 91-510 provided that Pub. L. 91-510 [enacting sections 28, 29, 60-1, 88b-1, 190a-1, 190a-2, 190h to 190k, 281 to 281b, 282 to 282e, 331 to 336, 411 to 417, 1841 to 1846, 2161, and 2166 of this title, sections 1151 to 1157 and 1171 to 1176 of former Title 31, Money and Finance, and section 193m-1 of former Title 40, Public Buildings, Property, and Works, amending sections 61-1, 72a, 166, 190a, 190a-1, 190b to 190d, 190f, and 198 of this title, sections 2107, 5533, and 8332 of Title 5, Government Organization and Employees, and section 11 of former Title 31, repealing sections 60g, 60g-1, 88c, and 190e of this title and section 1106 of Title 8, Aliens and Nationality, enacting provisions set out as notes under sections 72a, 88b-1, 281, 331, and 2166 of this title and section 166 of former Title 40, repealing provisions set out as a note under section 60a of this title, and abolishing Joint Committee on Immigration and Nationality established by former section 1106(a) of Title 8] may be cited as the “Legislative Reorganization Act of 1970.”

Section 1(a) of act Aug. 2, 1946, provided that act Aug. 2, 1946 [enacting sections 72a, 72b-1, 74b, 75a-1, 88a, 132a, 132b, 145a, 166, 190 to 190a-2, 190b to 190f, 190g, 198, 261 to 270, and 2181 of this title, sections 191a and 275 of former Title 5, Executive Departments and Government Officers and Employees, sections 1022(a) and 1024(b)(3) of Title 15, Commerce and Trade, sections 59 and 60 of former Title 31, Money and Finance, sections 525, 526, and 527 to 533 of Title 33, Navigation and Navigable Waters, and sections 1, 182c, and 402 of former Title 44, Public Printing and Documents], may be cited as the “Legislative Reorganization Act of 1946.”

TRAVEL FOR STUDIES AND EXAMINATIONS OF EXECUTIVE AGENCIES

Pub. L. 104-53, title I, § 105, Nov. 19, 1995, 109 Stat. 521, provided that:

“(a) Notwithstanding any other provision of law, or any rule, regulation, or other authority, travel for

studies and examinations under section 202(b) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(b)) shall be governed by applicable laws or regulations of the House of Representatives or as promulgated from time to time by the Chairman of the Committee on Appropriations of the House of Representatives.

“(b) Subsection (a) shall take effect on the date of the enactment of this Act [Nov. 19, 1995] and shall apply to travel performed on or after that date.”

OVERTIME PAY FOR FBI EMPLOYEES DETAILED TO HOUSE COMMITTEE ON APPROPRIATIONS

Pub. L. 103-283, title I, July 22, 1994, 108 Stat. 1430, provided in part: “That the Federal Bureau of Investigation, notwithstanding any other provision of law, may in any fiscal year pay all administrative uncontrollable overtime accrued by its employees while on detail to the Committee on Appropriations.”

STAFF MEMBERS; REDUCTION IN NUMBER; SELECTION FOR MINORITY MEMBERS

Section 301(d) of Pub. L. 91-510 provided that: “Nothing in the amendments made by subsections (a) and (b) of this section [amending this section] shall be construed—

“(1) to require a reduction in—

“(A) the number of staff members authorized, prior to January 1, 1971, to be employed by any committee of the Senate, by statute or by annual or permanent resolution, or

“(B) the number of such staff members on such date assigned to, or authorized to be selected for appointment by or with the approval of, the minority members of any such committee; or

“(2) to authorize the selection for appointment of staff members by the minority members of a committee in any case in which two or more professional staff members or one or more clerical staff members, as the case may be, who are satisfactory to a majority of such minority members, are otherwise assigned to assist such minority members.”

PROFESSIONAL STAFFS; INCREASE IN NUMBER

Section 301(e) of Pub. L. 91-510 provided that: “The additional professional staff members authorized to be employed by a committee by the amendment made by subsection (a) of this section [amending this section] shall be in addition to any other additional staff members authorized, prior to January 1, 1971, to be employed by any such committee.”

INCREASES IN COMPENSATION

Increases in compensation for Senate and House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-1, 60a-2, and 60a-2a of this title, Salary Directives of President pro tempore of the Senate set out as notes under section 60a-1 of this title, and Salary Directives of Speaker of the House set out as notes under sections 60a-2 and 60a-2a of this title.

REORGANIZATION OF COMMITTEES AND PERSONNEL

Sections 102 and 121 of act Aug. 2, 1946, in amending Rule XXV of the Standing Rules of the Senate, and Rules X and XI of the Rules of the House of Representatives, reorganized the standing committees in the two Houses, and re-defined the jurisdiction of each such committee. The number of standing committees of the Senate was reduced from 33 to 13, and the number of such committees in the House of Representatives was reduced from 48 to 19. Section 142 of act Aug. 2, 1946, provided that sections 102 and 121 thereof should take effect on Jan. 2, 1947. For provisions of act Aug. 2, 1946, relating to appointment and compensation of clerical staffs of the revised committees and other personnel thereof, and retention of employees of existing committees, see this section and section 74a of this title.

OFFICE OF SENATE SECURITY

S. Res. 243, One Hundredth Congress, July 1, 1987, provided: "That (a) there is established, within the Office of the Secretary of the Senate (hereinafter referred to as the 'Secretary'), the Office of Senate Security (hereinafter referred to as the 'Office'), which shall be headed by a Director of Senate Security (hereinafter referred to as the 'Director'). The Office shall be under the policy direction of the Majority and Minority Leaders of the Senate, and shall be under the administrative direction and supervision of the Secretary.

"(b)(1) The Director shall be appointed by the Secretary after consultation with the Majority and Minority Leaders. The Secretary shall fix the compensation of the Director. Any appointment under this subsection shall be made solely on the basis of fitness to perform the duties of the position and without regard to political affiliation.

"(2) The Director, with the approval of the Secretary, and after consultation with the Chairman and Ranking Member of the Committee on Rules and Administration of the Senate, may establish such policies and procedures as may be necessary to carry out the provisions of this resolution. Commencing one year from the effective date of this resolution, the Director shall submit an annual report to the Majority and Minority Leaders and the Chairman and Ranking Member of the Committee on Rules and Administration on the status of security matters and the handling of classified information in the Senate, and the progress of the Office in achieving the mandates of this resolution.

"SEC. 2. (a) The Secretary shall appoint and fix the compensation of such personnel as may be necessary to carry out the provisions of this resolution. The Director, with the approval of the Secretary, shall prescribe the duties and responsibilities of such personnel. If a Director is not appointed, the Office shall be headed by an Acting Director. The Secretary shall appoint and fix the compensation of the Acting Director.

"(b) The Majority and Minority Leaders of the Senate may each designate a Majority staff assistant and a Minority staff assistant to serve as their liaisons to the Office. Upon such designation, the Secretary shall appoint and fix the compensation of the Majority and Minority liaison assistants.

"SEC. 3. (a) The Office is authorized, and shall have the responsibility, to develop, establish, and carry out policies and procedures with respect to such matters as:

"(1) the receipt, control, transmission, storage, destruction or other handling of classified information addressed to the United States Senate, the President of the Senate, or Members and employees of the Senate;

"(2) the processing of security clearance requests and renewals for officers and employees of the Senate;

"(3) establishing and maintaining a current and centralized record of security clearances held by officers and employees of the Senate, and developing recommendations for reducing the number of clearances held by such employees;

"(4) consulting and presenting briefings on security matters and the handling of classified information for the benefit of Members and employees of the Senate;

"(5) maintaining an active liaison on behalf of the Senate, or any committee thereof, with all departments and agencies of the United States on security matters; and

"(6) conducting periodic review of the practices and procedures employed by all offices of the Senate for the handling of classified information.

"(b) Within 180 days after the Director takes office, he shall develop, after consultation with the Secretary, a Senate Security Manual, to be printed and distributed to all Senate offices. The Senate Security Manual will prescribe the policies and procedures of the Office, and set forth regulations for all other Senate offices for the handling of classified information.

"(c) Within 90 days after taking office, the Director shall conduct a survey to determine the number of officers and employees of the Senate that have security clearances and report the findings of the survey to the Majority and Minority Leaders and Secretary of the Senate together with recommendations regarding the feasibility of reducing the number of employees with such clearances.

"(d) The Office shall have authority—

"(1) to provide appropriate facilities in the United States Capitol for hearings of committees of the Senate at which restricted data or other classified information is to be presented or discussed;

"(2) to establish and operate a central repository in the United States Capitol for the safeguarding of classified information for which the Office is responsible; which shall include the classified records, transcripts, and materials of all closed sessions of the Senate; and

"(3) to administer and maintain oaths of secrecy under paragraph (2) of rule XXIX of the Standing Rules of the Senate and to establish such procedures as may be necessary to implement the provisions of such paragraph.

"SEC. 4. Funds appropriated for the fiscal year 1987 which would be available to carry out the purposes of the Interim Office of Senate Security but for the termination of such Office shall be available for the Office of Senate Security.

"SEC. 5. (a) All records, documents, data, materials, rooms, and facilities in the custody of the Interim Office of Senate Security at the time of its termination on July 10, 1987, are transferred to the Office established by subsection (a) of the first section of this resolution.

"(b) This resolution shall take effect on July 11, 1987."

S. Res. 229, One Hundredth Congress, June 5, 1987, established within the Office of the Secretary of the Senate an Interim Office of Senate Security with the same duties, functions, personnel, rooms, and facilities as the former Office of Classified National Security Information.

OFFICE OF CLASSIFIED NATIONAL SECURITY
INFORMATION

Pub. L. 95-391, title I, §105, Sept. 30, 1978, 92 Stat. 772, as amended by Pub. L. 97-51, §115, Oct. 1, 1981, 95 Stat. 963, eff. Oct. 1, 1981; Pub. L. 99-492, §2(a), Oct. 16, 1986, 100 Stat. 1240; Pub. L. 100-18, §1(a), Apr. 3, 1987, 101 Stat. 262, established for the period beginning on Oct. 1, 1981, and ending on June 5, 1987, within the Office of the Secretary of the Senate, the Office of Classified National Security Information under the policy direction of the Majority Leader, the Minority Leader, and the chairman of the committee on Rules and Administration of the Senate, and under the administrative direction and supervision of the Secretary of the Senate with the responsibility for safeguarding such restricted data and such other classified information as any committee of the Senate may from time to time assign to it.

AUTHORIZATION OF APPROPRIATIONS

Section 244 of act Aug. 2, 1946, provided in part: "All necessary funds required to carry out the provisions of this Act [see Short Title note above for classification], by the Secretary of the Senate and the Clerk of the House, are hereby authorized to be appropriated."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 72d, 288, 442 of this title.

§§ 72a-1, 72a-1a. Repealed. Pub. L. 90-57, § 105(i)(4), (5), July 28, 1967, 81 Stat. 144

Section 72a-1, acts Feb. 19, 1947, ch. 4, 61 Stat. 5; June 14, 1948, ch. 467, 62 Stat. 423, provided for compensation of clerical employees of Senate standing committees. See section 61-1(e) of this title.